

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

RIVIERA DISTRIBUTORS, INC.,
an Illinois corporation,

Case No. 09-cv-11380-PJD-VMM

Plaintiff,

District Judge Patrick J. Duggan

v.

Magistrate Judge Virginia M. Morgan

RDI OF MICHIGAN, LLC,
a Michigan limited liability company,

Defendant.

Peter M. Falkenstein (P61375)
Mark G. Cooper (P52657)
David S. McDaniel (P56994)
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Attorney for Defendant/Counter-Plaintiff

Attorneys for Plaintiff/Counter-Defendant

ORDER

ALLOWING WITHDRAWAL OF ATTORNEY ROBERT D. HORVATH

**FOR ENLARGEMENT OF TIME FOR DEFENDANT'S RESPONSE
TO PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT (D/E 33)**

FOR EXTENSION OF DISCOVERY

This matter came before the Court on Robert D. Horvath's motion to withdraw as counsel for Defendant RDI of Michigan (D/E 42) for which a hearing was held on October 27, 2009, **IT IS HEREBY ORDERED:**

1. The motion of Robert D. Horvath is granted and his appearance as counsel for Defendant RDI of Michigan is terminated.

2. Defendant RDI of Michigan has 30 days in which to obtain new counsel.

3. Defendant RDI of Michigan may have additional time to file its response to Plaintiff's pending motion for summary judgment (D/E 33) and that response is now due no later than November 30, 2009.

4. Discovery is extended to January 31, 2010. However, if Howard Hertz (P26653) enters an appearance as counsel for Defendant RDI of Michigan, discovery is then extended to February 28, 2010.

5. The time period for Stephen F. Wasinger, PLC and Anthony L. DeLuca, PLC to respond to Riviera Distributors, Inc.'s subpoenas to them is extended to November 30, 2009.

IT IS SO ORDERED

s/Patrick J. Duggan
Patrick J. Duggan
United States District Judge

Dated: October 28, 2009

I hereby certify that a copy of the foregoing document was served upon counsel of record on October 28, 2009, by electronic and/or ordinary mail.

s/Marilyn Orem
Case Manager

Approved for entry:

s/ with consent Mark G. Cooper (P52657)
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